

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 1.53(b))

Attorney Docket No.

31505.0001

First Inventor

Ashkan Imanzahrari

Title

Migraine Medicine and Method

Express Mail Label No.

EF380079795US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See CFR 1.27.
3. ☒ Specification [Total Pages / 20 /]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☐ Drawing(s) (35 USC 113) [Total Sheets / 0 /]
5. ☒ Oath or Declaration [Total Pages / 2 /]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent
17. ☒ Other: check for \$538, substitute specification

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of the prior application No: 09/ 593,238Prior application information: Examiner: C. Delacroix-MuirheidGroup/Art Unit: 1614

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

OR ☒ Correspondence address below

NAME

Kevin D. McCarthy, Esq.

Hodgson Russ LLP

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ZIP CODE

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COUNTRY

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TELEPHONE

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Name (Print/Type)

Kevin D. McCarthy

Registration No. (Attorney/Agent)

35,278

Signature



Date

January 4, 2002

"Express Mail" Mailing Label Number EF380079795USDate of Deposit January 4, 2002

I hereby Certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Kathleen M. Ashton
Name

Signature

642265

**FEE TRANSMITTAL
for FY 2002***Patent Fees are subject to annual revision.*

Application Number

Filing Date

January 4, 2002

First Named Inventor

Ashkan Imanzahrai

Examiner Name

Group/Art Unit

TOTAL AMOUNT OF PAYMENT

(\$538 00

Attorney Docket Number

31505 0001

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

3. ADDITIONAL FEES

Deposit Account Number: 08-2442
Deposit Account Name:
Hodgson Russ LLPLarge
Fee
CodeEntity
Fee
(\$)Small
Fee
CodeEntity
Fee
(\$)

Fee Description

Fee
Paid☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

105

130

205

65

Surcharge - late filing fee or oath

\$

☒ Applicant claims small entity status See 37 CFR 1.27

127

50

227

25

Surcharge - late provisional filing fee or cover sheet

\$

2. ☒ Payment Enclosed:☒ Check ☐ Credit Card ☐ Money Order ☐ Other

139

130

139

130

Non-English specification

\$

FEE CALCULATION

147

2,520

147

2,520

For filing a request for *ex parte* reexamination

\$

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$ Code (\$

Fee Description

Fee Paid

112

920*

112

920*

Requesting Publication of SIR prior to Examiner Action

\$

113

1,840*

113

1,840*

Requesting Publication of SIR after Examiner Action

\$

101 740 201 370 Utility filing fee \$370

115

110

215

55

Extension for reply within first month

\$

106 330 206 165 Design filing fee \$

116

400

216

200

Extension for reply within second month

\$

107 310 207 255 Plant filing fee \$

117

920

217

460

Extension for reply within third month

\$

108 740 208 370 Reissue filing fee \$

118

1,440

218

720

Extension for reply within fourth month

\$

114 160 214 80 Provisional filing fee \$

128

1,960

228

980

Extension for reply within fifth month

\$

SUBTOTAL (1)

\$370

119

320

219

160

Notice of Appeal

\$

2. EXTRA CLAIM FEES

Extra Fee from
Claims below

Fee Paid

120

320

220

160

Filing a brief in support of an appeal

\$

Total Claims / 20 / -20** = 0 / x / 9 / = \$0

121

280

221

140

Request for oral hearing

\$

Independent Claims / 7 / - 3** = 4 / x / 42 / = \$168

138

1,510

138

1,510

Petition to institute a public use proceeding

\$

Multiple dependent / / x / / = \$

140

110

240

55

Petition to revive - unavoidable

\$

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$ Code (\$

Fee Description

141

1,280

241

640

Petition to revive - unintentional

\$

103 18 203 9 Claims in excess of 20

142

1,280

242

640

10 advance copies

\$

102 84 202 42 Independent claims in excess of 3

143

460

243

230

Design issue fee

\$

104 280 204 140 Multiple dependent claim if not paid

144

620

244

310

Plant issue fee

\$

109 84 209 42 **Reissue independent claims over original patent

122

130

122

130

Petitions to the Commissioner

\$

110 18 210 9 **Reissue claims in excess of 20 and over original patent

123

50

123

50

Processing fee under 37 CFR 1.17(q)

\$

126 180 126 180 Submission of Information Disclosure Statement

126

180

126

180

Recording each patent assignment per property (times number of properties)

\$

SUBTOTAL (2)

\$168

581

40

581

40

Filing a submission after final rejection(37 CFR 1.129(a))

\$

SIGNATURE:

Kevin D. McCarthy

Reg No 35,278

146

740

246

370

For each add'l invention to be examined(37 CFR 1.129(b))

\$

DATE: January 4, 2001

Telephone: (716) 848-1622

149

740

249

370

Request For Continued Examination (RCE)

\$

169

900

169

900

Request for Expedited Examination of a design appln.

\$

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$0

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Date of Deposit January 4, 2002

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Kathleen M. Ashton

Signature

January 4, 2002

Date of Signature

BFLODOCS642240